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*Attorneys for Plaintiffs and proposed collective
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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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**ISAIAH GERAFFINO, LENFORD
JOHNSTON, SARA FAUST, SUKOL
PHAIROJ, CHELSEA LINDMAN,
VIRGINIA WORLEY, ROSALINA
WALTER and THOMAS CAMPBELL on
behalf of themselves and all others similarly
situated,**

INDEX NO: 07-cv-06729 (RJS)

Plaintiffs,

v.

**JEAN GEORGES ENTERPRISES, LLC., *et
al.***

Defendants.

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**NOTICE OF PLAINTIFF'S MOTION FOR CONDITIONAL COLLECTIVE
CERTIFICATION AND FOR COURT FACILITATION OF NOTICE
PURSUANT TO 29 U.S.C. § 216(b)**

Please take notice that upon the accompanying Memorandum of Law and
annexed materials, Plaintiffs, on behalf of themselves and all others similarly situated, by
their undersigned attorneys, shall move the Court before the Honorable Richard J.
Sullivan, at the United States Courthouse for the Southern District of New York, 500

Pearl Street, New York, New York, on such day and time as counsel may be heard, for the following relief in this Fair Labor Standards Act collective action:

(1) Conditional certification of this action as a representative collective action pursuant to the FLSA, 29 U.S.C. § 216(b) on behalf of all persons employed by Defendants in any tipped position, including but not limited to captains, servers, runners, bussers, bartenders and/or barbacks (“Covered Employees”) within the last three years.

(2) Court facilitated notice of this FLSA action to the Covered Employees including a consent form (opt-in form) as authorized by the FLSA.

(3) Approval of the proposed FLSA notice of this action and the consent form.

(4) Production of the Covered Employees in a computer readable data file containing their names, last known mailing addresses, telephone numbers, Social Security numbers, work locations, and dates of employment.

(5) Posting of the Notice, along with the consent forms, in each of Defendants’ locations where Covered Employees are employed.

Dated: New York, New York
February 19, 2008

Respectfully submitted,

JOSEPH & HERZFELD LLP

By: /s/D. Maimon Kirschenbaum
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*Attorneys for Plaintiff, proposed collective action
members and proposed class*

**UNITED STATES DISTRICT COURT
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ORDER

AND NOW, this _____ day of _____, 2008, upon consideration of Plaintiff's Motion for Conditional Collective Certification Pursuant to 29 U.S.C. § 216(b), and Defendants' response thereto, if any, it is hereby ORDERED, that Plaintiff's Motion is GRANTED.

Judge Richard J. Sullivan